

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY	
WASSERMAN, JURISTA & STOLZ, P.C. 225 Millburn Avenue - Suite 207 P.O. Box 1029 Millburn, New Jersey 07041 Phone: (973) 467-2700 / Fax: (973) 467-8126 Counsel for Robert B. Wasserman, Chapter 7 Trustee SCOTT S. REVER (SR-1425)	Case No. 08-18384
In Re: RALPH M. DAY, SR., Debtor.	Chapter 7 Honorable Morris Stern
ROBERT B. WASSERMAN, Chapter 7 Trustee, Plaintiff, v. LOUIS A. CAPAZZI, JR., ESQ., ANN CAPAZZI, JESSICA GALLO and HSBC BANK USA, NATIONAL ASSOCIATION AS TRUSTEE FOR THE HOLDERS OF THE CERTIFICATES ISSUED BY DEUTSCHE ALT-A SECURITIES MORTGAGE LOAN TRUST, SERIES 2007-1, Defendants.	Adv. Pro. No.: 10-1479

CERTIFICATION OF RALPH DAY

I, Ralph M. Day, Sr., hereby certify to the Court as follows:

1. I am the Debtor in the above referenced bankruptcy case. I am fully familiar with the matters set forth herein.
2. I have read the Certification of Louis A. Capazzi, Jr., Esq. ("Capazzi") in support of the motion to vacate entry of default.

3. In paragraph 6 of the Certification, Capazzi indicates that I agreed to transfer the property I owned at 666 Closter Dock Road, Closter, New Jersey (the "Property"), to Ann Capazzi. This statement made by Capazzi is not true.

4. I never agreed to have my interest in the Property transferred to Ann Capazzi. It is my understanding that the Capazzis attempted to transfer my interest in the Property to Ann Capazzi on or about February 28, 2007. This attempt to transfer the Property was done without my knowledge and consent.

5. I submit that I never attended any closing with respect to the alleged transfer of the Property by me to Ann Capazzi.

6. I submit that I never signed a deed transferring my interest in the Property to Ann Capazzi.

7. I have reviewed the attached HUD closing statement (Exhibit "A"), and I submit that the signature that purports to be my signature on page 2 on the HUD closing statement is not my signature. My signature, which is at the bottom of this certification, bears no resemblance to my purported signature on the HUD closing statement.

8. I also submit that I am familiar with Ann Capazzi's signature and her signature on the HUD closing statement does not appear to be her signature either.

9. Moreover, a review of the HUD closing statement reflects net proceeds from the sale of \$414,260.41. I never received this amount or any funds from the purported sale and transfer of the Property to Ann Capazzi.

10. I have no knowledge of how the net proceeds from the sale were used or who received them.

I certify that the foregoing statements made by me are true. I am aware that if any of the

foregoing statements made by me are false, I am subject to punishment.

/s/ RALPH M. DAY, SR.
RALPH M. DAY, SR.